



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q77851

Hiroo TAKIZAWA, et al.

Confirmation No.: 4148

Appln. No.: 10/678,301

Group Art Unit: 1756

Filed: October 6, 2003

Examiner: Martin J. Angebrannndt

For: NON-RESONANT TWO-PHOTON ABSORBING MATERIAL, NON-RESONANT  
TWO-PHOTON EMITTING MATERIAL, AND METHOD FOR INDUCING  
ABSORPTION OR GENERATING EMISSION OF NON-RESONANT TWO PHOTONS  
BY USING THE MATERIAL

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. A check in the amount of \$130.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

Respectfully submitted,

  
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Joseph S. Ruch, Jr.  
Registration No. 26,577

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE  
23373  
CUSTOMER NUMBER

Date: October 13, 2006



## TERMINAL DISCLAIMER TO OBLIVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number Q77851

In re Application of: Hiroo TAKIZAWA, et al.

Application No.: 10/678,301

Filed: October 6, 2003

NON-RESONANT TWO-PHOTON ABSORBING MATERIAL, NON-RESONANT TWO-PHOTON EMITTING MATERIAL, AND METHOD FOR INDUCING ABSORPTION OR GENERATING

For: EMISSION OF NON-RESONANT TWO PHOTONS BY USING THE MATERIAL

The owner\*, FUJI PHOTO FILM CO., LTD., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory terms of any patents granted on the instant application which would extend beyond the expiration date of the full statutory term of any patents granted on pending **reference** Application Numbers 10/892,306, 10/874,344, 10/849,519 and 10/679,446, filed on July 16, 2004, June 24, 2004, May 20, 2004 and October 7, 2003, respectively, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patents granted on said **reference** applications may be shortened by any terminal disclaimer filed prior to the grant of any patents on the pending **reference** applications. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the **reference** applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

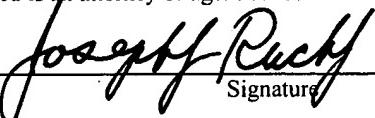
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said **reference** applications, "as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** application," in the event that: any such patent: granted on the pending **reference** applications: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1.  For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2.  The undersigned is an attorney or agent of record.

  
\_\_\_\_\_  
Signature \_\_\_\_\_ Date \_\_\_\_\_  
October 13, 2006

Joseph J. Ruch, Jr.

Typed or printed name

26,577

Reg No.

202-293-7060

Telephone Number

- Terminal disclaimer fee under 37 CFR 1.20(d) or authorization to charge said fee to Deposit Account No. 19-4880 is included.  
10/16/2006 MAHMED1 00000040 10678301

\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the ~~owner~~ (owner).  
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

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